

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**IN RE PAYMENT CARD INTERCHANGE
FEE AND MERCHANT DISCOUNT
ANTITRUST LITIGATION**

This Document Relates to:

***The Home Depot, Inc., et al. v. Visa Inc., et al.*, No. 16-cv-05507 (E.D.N.Y.) (MKB) (VMS).**

No. 05-md-01720 (MKB) (VMS)

**PLAINTIFFS' STIPULATION AND
ORDER OF DISMISSAL WITH
PREJUDICE OF ALL CLAIMS
AGAINST THE VISA DEFENDANTS**

WHEREAS plaintiffs The Home Depot, Inc. and Home Depot U.S.A., Inc. ("Plaintiffs"), which are all of the plaintiffs in the action *The Home Depot, Inc., et al. v. Visa Inc., et al.*, No. 16-cv-05507 (E.D.N.Y.) ("*The Home Depot* Action"), which action is included in *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation*, No. 1:05-md-01720 (E.D.N.Y.), having fully settled all of their claims against some of the defendants in *The Home Depot* Action — i.e., Visa Inc., Visa U.S.A. Inc., and Visa International Service Association (collectively, the "Visa Defendants") — by and through their undersigned counsel, hereby stipulate and agree, pursuant to Federal Rule of Civil Procedure 41(a), that the Plaintiffs' claims and action against the Visa Defendants be dismissed with prejudice, and with each side to bear its own attorneys' fees and costs, provided that the Court retains continuing and exclusive jurisdiction to resolve any matter arising out of or relating to the parties' settlement agreement or this Stipulation and Order of Dismissal, or their applicability to any suit, action, proceeding, or dispute.

Accordingly, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that (1) the Court will retain continuing and exclusive jurisdiction to resolve any matter arising out of or relating to the parties' settlement agreement or this Stipulation and Order of Dismissal, or their

applicability to any suit, action, proceeding, or dispute, and (2) the claims and action of the Plaintiffs against the Visa Defendants be and hereby are dismissed with prejudice, with each side to bear its own attorneys' fees and costs.

Dated: April 13, 2023.

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*Attorneys for Defendants Visa Inc., Visa U.S.A.
Inc., and Visa International Service Association*

SO ORDERED:

Dated:

Brooklyn, New York

United States District Judge